

EXHIBIT U



NOTICE OF VIOLATION

of the San Francisco Municipal Codes Regarding Unsafe,
Substandard or Noncomplying Structure or Land or Occupancy

DEPARTMENT OF BUILDING INSPECTION

City and County of San Francisco
1660 Mission St. • San Francisco, CA 94103 • 2414

ADDRESS 360 5th St

OCCUPANCY / USE B

CONST. TYPE 3

☐ If checked, this information is based upon site observation only. Further research may indicate that legal use is different. If so, a revised Notice of Violation will be issued.

OWNER / AGENT _____

MAILING ADDRESS _____

PERSON CONTACTED @ SITE _____

☒ FIRST NOTICE

☐ SECOND NOTICE

☐ OTHER: _____

COMPLAINT NUMBER

DATE 5/3/07

BLOCK 3553 LOT 007

STORIES 2 ☐ BASEMENT

PHONE # _____

CITY _____

ZIP _____

PHONE # _____

VIOLATION DESCRIPTION:

☒ WORK WITHOUT PERMIT (SFBC 106.1.1); ☐ ADDITIONAL WORK-PERMIT REQUIRED (SFBC 106.4.7);

☐ EXPIRED PERMIT (SFBC 106.4.4); ☐ CANCELLED PERMIT (SFBC 106.3.7) PA# _____;

☐ UNSAFE BUILDING (SFBC 102); ☐ SEE ATTACHMENTS

CODE / SECTION #

SIGN ERGON AT FRONT OF BUILDING

106.1.1

AT 354. 360 5th St Window

BUILDING PERMIT SIGN IS DOUBLE

FACED APPROX 6 FT TALL 4 FT WIDE

BC - Building Code HC - Housing Code PC - Plumbing Code EC - Electrical Code MC - Mechanical Code

CORRECTIVE ACTION:

☐ STOP ALL WORK SFBC 104.2.4

☒ FILE BUILDING PERMIT APPLICATION WITHIN 30 DAYS ☒ WITH PLANS A Copy of This Notice Must Accompany the Permit Application.

☒ OBTAIN PERMIT WITHIN 60 DAYS AND COMPLETE ALL WORK WITHIN 90 DAYS, INCLUDING FINAL INSPECTION AND SIGNOFF.

☐ CORRECT VIOLATIONS WITHIN _____ DAYS. ☐ NO PERMIT REQUIRED.

☐ YOU FAILED TO COMPLY WITH THE NOTICE(S) DATED _____, THEREFORE THIS DEPT. HAS INITIATED ABATEMENT PROCEEDINGS.

☒ FAILURE TO COMPLY WITH THIS NOTICE WILL CAUSE ABATEMENT PROCEEDINGS TO BEGIN. SEE REVERSE SIDE FOR ADDITIONAL WARNINGS.

OBTAIN BUILDING PERMIT WITH PLANNING
DEPARTMENT APPROVAL FOR SIGN IN STREET
Window Permit

INVESTIGATION FEE OR OTHER FEE WILL APPLY See reverse side for further explanation

☒ 5x Fee (Work w/o Permit after 9/1/60)

☐ 2x Fee (Work Exceeding Scope of Permit)

☐ Other _____

☐ Reinspection Fee \$ _____

☐ No penalty (Work w/o permit prior to 9/1/60)

APPROX. DATE OF WORK W/O PERMIT APRIL 2007 VALUE OF WORK PERFORMED WITHOUT PERMITS \$2000

BY ORDER OF THE DIRECTOR, DEPARTMENT OF BUILDING INSPECTION

CONTACT INSPECTOR Duffy

(Inspector - Print Name)

OFFICE HOURS 7:30 TO 8:30 AM AND 3 TO 4 PM

PHONE # 558-6120

By: (Inspector's Signature) Donald Duffy

DISTRICT # _____

CC: ☐ DCP ☐ EID ☐ PID ☐ BID ☐ HIS ☐ CED ☐ CPC ☐ DAD ☐ SFFD ☐ DPH ☐ RPC

☒ Building Inspection Division

3rd Floor, 1660 Mission St. 558-8096

☐ Housing Inspection Services

6th Floor, 1660 Mission St. 558-6220

☐ Electrical Inspection Division

3rd Floor, 1660 Mission St. 558-6030

☐ Plumbing Inspection Division

3rd Floor, 1660 Mission St. 558-6054

☐ Code Enforcement Division

NOTICE OF VIOLATION

of the San Francisco Municipal Code Regarding Unsafe,
Substandard or Noncomplying Structure or Land or Occupancy

DEPARTMENT OF BUILDING INSPECTION

NOTICE: 1

NUMBER: 200702591

DATE: 03-MAY-07

City and County of San Francisco

1660 Mission St, San Francisco, CA 94103

ADDRESS: 360 05TH ST

OCCUPANCY/USE: B (B-2)OFC,FOOD SVC,ET)

BLOCK: 3753 LOT: 007

If checked, this information is based upon site-observation only. Further research may indicate that legal use is different. If so, a revised Notice of Violation will be issued.

OWNER/AGENT: FETTERMAN, CHARLES T & LESLEY

PHONE #: -

MAILING FETTERMAN, CHARLES T & LESL

ADDRESS 325 COREY WY 107

S SAN FRANCISCO CA

94080

PERSON CONTACTED @ SITE:

PHONE #: -

VIOLATION DESCRIPTION:

CODE/SECTION#

☒ WORK WITHOUT PERMIT

106.1.1

☐ ADDITIONAL WORK-PERMIT REQUIRED

106.4.7

☐ EXPIRED OR ☐ CANCELLED PERMIT PAR:

108.4.4

☐ UNSAFE BUILDING ☐ SEE ATTACHMENTS

102.1

SIGN ERECTED AT FRONT OF BUILDING AT 354 5TH ST WITHOUT BUILDING PERMIT, SIGN IS DOUBLE FACED
APPROX 6FT TALL 4FT WIDE

CORRECTIVE ACTION:☐ STOP ALL WORK SFBC 104.2.4

415-558-6120

☒ FILE BUILDING PERMIT WITHIN 30 DAYS☒ (WITH PLANS) A copy of This Notice Must Accompany the Permit Application☒ OBTAIN PERMIT WITHIN 60 DAYS AND COMPLETE ALL WORK WITHIN 90 DAYS, INCLUDING FINAL INSPECTION SIGNOFF.☐ CORRECT VIOLATIONS WITHIN DAYS.☐ NO PERMIT REQUIRED☐ YOU FAILED TO COMPLY WITH THE NOTICE(S) DATED . THEREFORE THIS DEPT. HAS INITIATED ABATEMENT PROCEEDINGS.

• FAILURE TO COMPLY WITH THIS NOTICE WILL CAUSE ABATEMENT PROCEEDINGS TO BEGIN.
SEE ATTACHMENT FOR ADDITIONAL WARNINGS.

OBTAIN BUILDING PERMIT WITH PLANNING DEPARTMENT APPROVAL FOR SIGN INSTALLED WITHOUT PERMIT.
INVESTIGATION FEE OR OTHER FEE WILL APPLY

☒ 9% FEE (WORK W/O PERMIT AFTER 9/1/60) ☐ 2x FEE (WORK EXCEEDING SCOPE OF PERMIT)☐ OTHER:☐ REINSPECTION FEE \$☐ NO PENALTY

(WORK W/O PERMIT PRIOR TO 9/1/60)

APPROX. DATE OF WORK W/O PERMIT

VALUE OF WORK PERFORMED W/O PERMITS \$2000

BY ORDER OF THE DIRECTOR, DEPARTMENT OF BUILDING INSPECTION

CONTACT INSPECTOR: Daniel J. Duffy

PHONE # 415-558-6120

DIVISION: BID

DISTRICT:

By: (Inspector's Signature) _____



NOTICE OF VIOLATION

of the San Francisco Municipal Codes Regarding Unsafe, Substandard or Noncomplying Structure or Land or Occupancy

DEPARTMENT OF BUILDING INSPECTION

City and County of San Francisco
1660 Mission St. • San Francisco, CA 94103 - 2414

☐ FIRST NOTICE
☒ SECOND NOTICE
☐ OTHER: _____

COMPLAINT NUMBER

200702591

ADDRESS 360 SH ST

DATE 6/18/07

OCCUPANCY / USE B

BLOCK 3753 LOT 007

CONST. TYPE 3

STORIES 2 ☐ BASEMENT

☒ I checked, this information is based upon site observation only. Further research may indicate that legal use is different. If so, a revised Notice of Violation will be issued.

OWNER / AGENT _____

PHONE # _____

MAILING ADDRESS _____

CITY _____

ZIP _____

PERSON CONTACTED @ SITE _____

PHONE # _____

VIOLATION DESCRIPTION:

☒ WORK WITHOUT PERMIT (SFBC 106.1.1); ☐ ADDITIONAL WORK PERMIT REQUIRED (SFBC 106.4.7);

☐ EXPIRED PERMIT (SFBC 106.4.4); ☐ CANCELLED PERMIT (SFBC 106.3.7) PA# _____

☐ UNSAFE BUILDING (SFBC 102); ☐ SEE ATTACHMENTS

CODE / SECTION #

YOU FAILED TO COMPLY WITH NOTICE OF VIOLATION DATED 5/3/07 THEREFORE THIS DEPARTMENT HAS INITIATED ABATEMENT PROCEEDINGS AGAINST THE PROPERTY

106.1.1

BC - Building Code HC - Housing Code PC - Plumbing Code EO - Electrical Code MC - Mechanical Code

CORRECTIVE ACTION:

☐ STOP ALL WORK SFBC 104.2.4

☐ FILE BUILDING PERMIT APPLICATION WITHIN _____ DAYS (☒ WITH PLANS) A Copy of This Notice Must Accompany the Permit Application.

☐ OBTAIN PERMIT WITHIN _____ DAYS AND COMPLETE ALL WORK WITHIN _____ DAYS, INCLUDING FINAL INSPECTION AND SIGNOFF.

☐ CORRECT VIOLATIONS WITHIN _____ DAYS. ☐ NO PERMIT REQUIRED.

☒ YOU FAILED TO COMPLY WITH THE NOTICE(S) DATED 5/3/07, THEREFORE THIS DEPT. HAS INITIATED ABATEMENT PROCEEDINGS

☐ FAILURE TO COMPLY WITH THIS NOTICE WILL CAUSE ABATEMENT PROCEEDINGS TO BEGIN. SEE REVERSE SIDE FOR ADDITIONAL WARNINGS.

YOU WILL BE NOTIFIED OF TIME DATE & PLACE OF DISCREPANCY HEARING BY CODE ENFORCEMENT DIVISION

INVESTIGATION FEE OR OTHER FEE WILL APPLY See reverse side for further explanation

☒ 9x Fee (Work w/o Permit after 9/1/00)

☒ 2x Fee (Work Exceeding Scope of Permit)

☐ Other _____

☐ Reinspection Fee \$ _____

☐ No penalty (Work w/o permit prior to 9/1/00)

APPROX. DATE OF WORK W/O PERMIT: _____

VALUE OF WORK PERFORMED WITHOUT PERMITS: _____

BY ORDER OF THE DIRECTOR, DEPARTMENT OF BUILDING INSPECTION

CONTACT INSPECTOR CED

(Inspector - Print Name)

OFFICE HOURS _____ TO _____ AM AND _____ TO _____ PM

PHONE # 558-6454

By: (Inspector's Signature) Daniel D. [Signature]

DISTRICT # _____

CC: ☐ DCP ☐ EID ☐ PID ☐ BID ☐ HIS ☐ CED ☐ CPC ☐ DAD ☐ SFFD ☐ DPH ☐ [unclear]

☐ Building Inspection Division
3rd Floor, 1660 Mission St. 558-609

☐ Housing Inspection Services
6th Floor, 1660 Mission St. 558-622

☐ Electrical Inspection Division
3rd Floor, 1660 Mission St. 558-603

☐ Plumbing Inspection Division
3rd Floor, 1660 Mission St. 558-605

NOTICE OF VIOLATION

of the San Francisco Municipal Codes Regarding Unsafe,
Substandard or Noncomplying Structure or Land or Occupancy

NUMBER: 200702591

DATE: 18-JUN-07

DEPARTMENT OF BUILDING INSPECTION

NOTICE: 2

City and County of San Francisco

1640 Mission St. San Francisco, CA 94103

ADDRESS: 360 05TH ST

OCCUPANCY/USE: B ((B-2)OFC.FOOD SVC.ET)

BLOCK: 3753 LOT: 007

If checked, this information is based upon site-observation only. Further research may indicate that legal use is different. If so, a revised Notice of Violation will be issued.

PHONE #: -

OWNER/AGENT: FETTERMAN, CHARLES T & LESLEY

MAILING: FETTERMAN, CHARLES T & LESL

ADDRESS: 325 COREY WY 107
S SAN FRANCISCO CA

94080

PERSON CONTACTED @ SITE: FETTERMAN, CHARLES T & LESLEY

PHONE #: -

VIOLATION DESCRIPTION:

CODE/SECTION#

☒ WORK WITHOUT PERMIT

106.1.1

☐ ADDITIONAL WORK-PERMIT REQUIRED

106.1.7

☐ EXPIRED OR ☐ CANCELLED PERMIT PA#:

106.4.4

☐ UNSAFE BUILDING ☐ SEE ATTACHMENTS

102.1

YOU FAILED TO COMPLY WITH NOTICE OF VIOLATION DATED 5/3/07 THEREFORE THIS DEPARTMENT HAS
INITIATED ABATEMENT PROCEEDINGS AGAINST THE PROPERTY.

CORRECTIVE ACTION:☒ STOP ALL WORK SFBC 104.2.4

415-558-6120

☐ FILE BUILDING PERMIT WITHIN DAYS☐ (WITH PLANS) A copy of This Notice Must Accompany the Permit Application -☐ OBTAIN PERMIT WITHIN DAYS AND COMPLETE ALL WORK WITHIN DAYS, INCLUDING FINAL INSPECTION AND SIGNOFF.☐ CORRECT VIOLATIONS WITHIN DAYS.☐ NO PERMIT REQUIRED☒ YOU FAILED TO COMPLY WITH THE NOTICE(S) DATED 03-MAY-07. THEREFORE THIS DEPT. HAS INITIATED ABATEMENT PROCEEDING

• FAILURE TO COMPLY WITH THIS NOTICE WILL CAUSE ABATEMENT PROCEEDINGS TO BEGIN.
SEE ATTACHMENT FOR ADDITIONAL WARNINGS.

YOU WILL BE NOTIFIED OF TIME, DATE AND PLACE OF DIRECTORS HEARING BY CODE ENFORCEMENT DIVISION.
INVESTIGATION FEE OR OTHER FEE WILL APPLY

☐ 1x FEE (WORK W/O PERMIT AFTER 9/1/00)☐ 2x FEE (WORK EXCEEDING SCOPE OF PERMIT)☐ OTHER:☐ REINSPECTION FEE \$☐ NO PENALTY

(WORK W/O PERMIT PRIOR TO 9/1/00)

APPROX. DATE OF WORK W/O PERMIT

VALUE OF WORK PERFORMED W/O PERMITS \$

BY ORDER OF THE DIRECTOR, DEPARTMENT OF BUILDING INSPECTION

CONTACT INSPECTOR: Dennis J. Duffy

PHONE # 415-558-6120

DIVISION: BID

DISTRICT:

By: (Inspector's Signature) _____



DEPARTMENT OF BUILDING INSPECTION

City & County of San Francisco
1660 Mission Street, San Francisco, California 94103-2414

Address 360 5th ST

IMPORTANT NOTICE

The attached Notice of Director's Hearing, pertaining to the property noted above, requests the presence of the property owner, their representatives or interested parties at a hearing to determine why the violations cited against the property have not been corrected and to assess penalties for lack of compliance.

If the violations have been corrected, first contact the district building, electrical or plumbing inspector to verify that they agree that the violations have been corrected. Correction of the violations may involve sign-off of permits and additional inspections. If the inspectors agree that the violations have been corrected, request that they contact the Code Enforcement Division and advise us that the complaint has been abated. If the related permit has been given final sign-off please provide the Code Enforcement Division with a copy of the Inspection Record/Job Card.

If the violations have not been corrected or will not be fully corrected prior to the hearing date, penalties will be assessed that include but are not limited to:

An ORDER OF ABATEMENT will be recorded as a lien against the deed of the property giving notice that the building is UNSAFE, and/or a PUBLIC NUISANCE and ordering that the violations be corrected within a definite time limit in order to avoid additional penalties.

The PROPERTY OWNER WILL BE BILLED for the entire cost incurred by the Department of Building Inspection for code enforcement process, from the posting of the first "WARNING of VIOLATION" until the conclusion of the abatement process.

A one time hearing continuance of thirty (30) days may be granted, for good cause only. If requested in writing prior to the hearing. Submit this request to the Code Enforcement Division on the 3rd floor at 1660 Mission St.

If you have further questions regarding the code enforcement process concerning this property, or if you wish to update the status of this complaint, contact:

Inspector JOHN HENCHION

Division CED

Telephone # 558-6012

Date 8/10/07



DEPARTMENT OF BUILDING INSPECTION
City & County of San Francisco
1660 Mission Street , San Francisco, CA 94103-2414

October 26, 2007

ORDER OF ABATEMENT

Owner:

FETTERMAN, CHARLES T & LESL
325 COREY WY 107
9 SAN FRANCISCO CA
94080

Property Address: 360 05TH ST,

Block: 3753 Lot: 007 Seq: 01
Tract: Case: BWO
Complaint: 200702591

Inspector: Hinchion

ORDER OF ABATEMENT UNDER SAN FRANCISCO BUILDING CODE SECTION 102.5 & 102.6 ORDER NO. 102563-A
HEARING OF THE COMPLAINT OF THE DIRECTOR OF THE DEPARTMENT OF BUILDING INSPECTION
AGAINST THE PROPERTY AT THE LOCATION SHOWN ABOVE WAS HELD ON October 4, 2007
IN ACCORDANCE WITH THE SAN FRANCISCO BUILDING CODE SECTION 102.4. THE HEARING WAS
CONDUCTED BY A REPRESENTATIVE OF THE DIRECTOR. THE OWNER WAS REPRESENTED.

BASED UPON THE FACTS AS SUBMITTED AT THE HEARING, THE DIRECTOR FINDS AND DETERMINES
AS FOLLOWS:

1. THAT NOTICE HAS BEEN DULY GIVEN AS REQUIRED BY LAW AND THE ORDER OF THE
DIRECTOR, AND MORE THAN 10 DAYS PRIOR TO THE HEARING.
2. THAT THE CONDITIONS ARE AS STATED IN THE COMPLAINT OF THE DIRECTOR OF THE
DEPARTMENT OF BUILDING INSPECTION.
3. THAT THE CONDITIONS OF SAID STRUCTURE CONSTITUTES A PUBLIC NUISANCE
UNDER THE TERMS OF THE BUILDING CODE OF THE CITY AND COUNTY OF SAN FRANCISCO.

THE DIRECTOR HEREBY ORDERS THE OWNER OF SAID BUILDING TO COMPLY WITH THE FOLLOWING:

(1) 30 DAYS TO FILE PERMIT APPLICATION TO LEGALIZE OR REMOVE SIGN AT FRONT OF BUILDING (2) COMPLY WITH PLAN
REVIEW COMMENTS AND TIME LIMITS (3) 10 DAYS TO PICK UP APPROVED PERMIT (4) 30 DAYS TO COMPLETE ALL WORK
INCLUDING FINAL INSPECTION APPROVAL

THE TIME PERIOD SHALL COMMENCE FROM THE DATE OF THIS ORDER. THE DEPARTMENT OF BUILDING
INSPECTION SHALL BE REIMBURSED BY THE OWNER OF SAID BUILDING FOR ABATEMENT COSTS
PURSUANT TO THE ATTACHED AND FUTURE NOTICES.

APPEAL: PURSUANT TO SECTION 105.3 OF THE SAN FRANCISCO BUILDING CODE, ORDERS
PERTAINING TO DISABLED ACCESS MAY BE APPEALED TO THE ACCESS APPEALS COMMISSION.
PURSUANT TO SECTION 105.2 OF THE SAN FRANCISCO BUILDING CODE, ORDERS PERTAINING TO
WORK WITHOUT PERMIT MAY BE APPEALED TO THE ABATEMENT APPEALS BOARD. APPEALS MUST
BE IN WRITING ON FORMS OBTAINED FROM THE APPROPRIATE APPEALS BODY AT 1660 MISSION
ST., SAN FRANCISCO, CA 94103, Tel: (558-6454), AND MUST BE FILED WITH THE SECRETARY OF THE
APPEALS BODY WITHIN TEN (10) DAYS OF THE POSTING AND SERVICE OF THIS ORDER.

RECOMMENDED BY:

Neil Friedman
Acting Chief of Building
Inspection

Phone No. (415) 558-6096

APPROVED BY:

Isam Hasehin, P.E., C.B.O.
Director / Department of Building
Inspection
Fax No. (415) 558-6474



DEPARTMENT OF BUILDING INSPECTION
City & County of San Francisco
1660 Mission Street, San Francisco, California 94103-2414

October 26, 2007

FETTERMAN, CHARLES T & LESL
325 COREY WY 107
S SAN FRANCISCO, CA 94080

Property Address: 360 5TH Street

Block: 3753 Lot: 007 Seq: 01

Complaint No.: 200702591

Director's Order No.: 102563-A

INITIAL BILL- Assessment of Costs
Code Enforcement Section

Dear Property Owner(s):

Our records show that all required work was not completed PRIOR TO THE DIRECTOR'S HEARING AND RECORDATION OF THE ORDER OF ABATEMENT ON THE TITLE OF THIS PROPERTY. THIS RESULTED IN THE ACCRUAL OF AASSESSMENT OF COSTS@ pursuant to Sections 102.2 & 102.16 of the San Francisco Building Code. These code sections require that this Department's a cost of preparation for and appearance at the hearing, and all prior and subsequent attendant costs shall be assessed upon the property owner..."

The Assessment of Cost AMOUNT accrued to date NOW DUE AND PAYABLE is: \$437.80

Payment must be by Cashier's Check or money order & must be accompanied by this original letter.

Make all checks payable to The Department of Building Inspection.
Mailed payments can be sent to:

Assessment of Costs Payment
Department of Building Inspection
Code Enforcement Section
1660 Mission Street, Room 312C
San Francisco, CA 94103

TO AVOID HAVING A LIEN RECORDED UPON YOUR PROPERTY AND LEVIED ON YOUR NEXT PROPERTY TAX BILL, it is necessary for you to render payment immediately.

Note: The Order of Abatement cannot be removed from the title nor can the complaint against this property be abated, until appropriate permits are issued, inspections are performed to verify correction of violations, final inspection approvals are granted and further accrued Assessments of Costs are paid.

All violations must be abated AS SOON AS POSSIBLE TO AVOID OR MINIMIZE ADDITIONAL COSTS & PENALTIES. All additional time accrued from this billing to the final abatement of your case will be sent to you in a separate and final assessment of costs bill.

Contact the Code Enforcement Division at (415) 558-6454 should you have any questions concerning this matter.

Your prompt cooperation on this matter is appreciated.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Neil Friedman".
Neil Friedman
Acting Chief Building Inspector
Code Enforcement Section

NF/gjh